

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:) Examiner: Ali, Farhad
Zatloukal et al.)
Application No.: 10/531,162) Art Unit: 2146
File: April 12, 2005)
For: MOBILE DIGITAL)
COMMUNICATION/COMPUTING)
DEVICE HAVING A CONTEXT)
SENSITIVE AUDIO SYSTEM)

)

U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

ASSERTION OF SMALL ENTITY STATUS

Dear Sir:

Assignee, Varia LLC, is entitled to assert small entity status for the above-referenced patent application pursuant to 37 CFR 1.27 and requests that you amend your records in accordance with this assertion.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: October 8, 2008

/AI AuYeung/

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